

BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: 01/18/06

Division: Engineering

Bulk Item: Yes X No

Department: Engineering

Staff Contact: David S. Koppel, P.E.
County Engineer

AGENDA ITEM WORDING: Approval to rescind agreement as approved on March 17, 2004 and enter into a revised Addendum 1 to Memorandum of Agreement associated with a Joint Participation Agreement with the Florida Department of Transportation for an additional \$180,000.00 for the project described as CR5-A/Flagler Avenue in Key West.

ITEM BACKGROUND: Flagler Avenue is one of six County roads within the City (Palm Avenue, 1st and parts of Flagler, Bertha, Duval, Eaton, and Whitehead). The County has jurisdictional and maintenance responsibility on these roads because of their functional classification as major collectors. The State maintains principle arterials (US1 and South Roosevelt Boulevard) while the City maintains minor collectors and local roads. The County and FDOT entered into a Joint Participation Agreement, approved by the BOCC March 19, 2003, for the above described work. The project was let with all bids coming in above the FDOT budgeted amount. The project has been re-evaluated and still is \$180,000 over the original budget. The County and the City of Key West are entering into an Interlocal Agreement whereby the City of Key West will provide the additional \$180,000.00 to complete the project.

PREVIOUS REVELANT BOCC ACTION: The BOCC approved the original Amendment 1 to memorandum of Agreement between Monroe County and the Florida Department of Transportation at the March 17, 2004 meeting.

CONTRACT/AGREEMENT CHANGES: After Amendment 1 was approved and executed by Monroe County, the Amendment was sent to the Florida Department of Transportation for execution, and, it appears, subsequently lost. Due to the amount of time that has transpired, the new Amendment contains language stating Monroe County and Florida Department of Transportation had verbally approved Amendment 1 at the March 17, 2004 BOCC meeting, and needs to be fully executed by both parties to be finalized.

STAFF RECOMMENDATIONS: Approval as stated above.

TOTAL COST: \$180,000.00

BUDGETED: Yes No X

COST TO COUNTY: \$ None

SOURCE OF FUNDS: City of Key West

REVENUE PRODUCING: Yes No X

AMOUNT PER MONTH **Year**

APPROVED BY: County Atty  OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL: 
David S. Koppel, County Engineer

DOCUMENTATION: Included X Not Required

DISPOSITION: **AGENDA ITEM #**

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

CONTRACT MODIFICATION SUMMARY

Contract with:	<u>State of Florida Department of Transportation</u>	Contract No.	<u>Locally Funded Project #251457-2</u>
		Effective Date:	<u>Upon execution</u>
		Expiration Date:	<u>Within 365 days of final Contractor payment</u>
Contract Purpose/Description: <u>Approval to enter into an Addendum 1 to Memorandum of Agreement approved by the BOCC at the April 16, 2003 meeting a for an additional \$180,000.00 to construct the project described as CR5-A/Flagler Avenue in Key West.</u>			
Contract Manager:	<u>David S. Koppel, PE</u>	<u>4426</u>	<u>Engineering / #1</u>
	(Name)	(Ext.)	(Department/Stop #)

For BOCC meeting on 01/18/06 Agenda Deadline: 01/03/06

CONTRACT COSTS/REVENUE

Total Dollar Value of Contract: \$ 180,000.00 Current Year Portion: _____

Budgeted? Yes ☒ No _____ Account Codes: Funding to be reimbursed by the City of Key West

Grant: \$ _____ - - - - -

County Match: \$ _____ - - - - -

ADDITIONAL COSTS

Estimated Ongoing Costs: \$ _____/yr For: _____

(Not included in dollar value above) (eg. maintenance, utilities, janitorial, salaries, etc.)

CONTRACT REVIEW

	Date In	Changes Needed	Reviewer	Date Out
Division Director	<u>1-4-05</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>[Signature]</u>	<u>1-4-05</u>
Risk Management	<u>1-4-05</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>M. Slawik</u>	<u>1-4-05</u>
O.M.B./Purchasing	<u>1/4/06</u>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<u>[Signature]</u>	<u>1/4/05</u>
County Attorney	<u>12-28-05</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>[Signature]</u>	<u>12/28/05</u>

Comments: _____

AMENDMENT 1

to

MOA – Dated April 16, 2003
(Locally Funded Joint Participation Agreement - Dated March 19, 2003)

Financial Project Number: 251457-2
County: Monroe

Whereas, Monroe County and the Florida Department of Transportation verbally approved Amendment 1 to MOA– dated April 16, 2003, at the March 17, 2004 Board of County Commissioners meeting, and the Amendment needs to be fully executed by both parties to be finalized.

This Amendment supplements **Item 1** in the subject Memorandum of Agreement as follows:

Additional \$180,000.00 due to be paid by the Participant into the interest bearing escrow account previously established by the FDOT for this Local Fund Agreement for the purposes of the subject project on the _____ day of _____, 2003. Three equal deposits of \$60,000.00 will be made by Participant. The first is due July 1, 2004, the second on July 1, 2005, and the subsequent deposit is due July 1, 2006, for a total of three deposits for a grand total of \$180,000.00

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION
COMPTROLLER

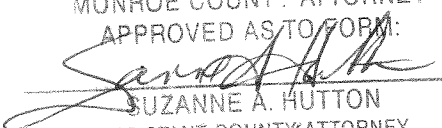
STATE OF FLORIDA
DEPARTMENT OF FINANCIAL
SERVICES
DIVISION OF TREASURY

PARTICIPANT SIGNATURE

PARTICIPANT NAME & TITLE

PARTICIPANT ADDRESS

FEDERAL EMPLOYER I.D. NUMBER

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
Date 12/28/05